

FORM PTO-1390

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTORNEY DOCKET NUMBER

DAVI-0005

TRANSMITTAL LETTER TO THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)  
CONCERNING A FILING UNDER 35 U.S.C. 371

U.S. APPLICATION NO. (if known see 37 C.F.R. 1.5)

09/787082

INTERNATIONAL APPLICATION NO.  
PCT/AU99/00769

INTERNATIONAL FILING DATE  
14 September 1999 (14.09.99)

PRIORITY DATE CLAIMED  
14 September 1998 (14.09.98)

TITLE OF INVENTION CYCLISED CONOTOXIN PEPTIDES

APPLICANT(S) FOR DO/EO/US David James CRAIK, Norelle Lee DALY, and Katherine Justine NIELSEN

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).
4. ☒ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2)).
  - a. ☐ is transmitted herewith (required only if not transmitted by the International Bureau).
  - b. ☒ has been transmitted by the International Bureau.
  - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ A translation of the International Application into English (35 U.S.C. 371(c)(2)).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
  - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
  - b. ☐ have been transmitted by the International Bureau.
  - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
  - d. ☒ have not been made and will not be made.
8. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☐ An oath or declaration of the inventor(s) 35 U.S.C. 371(c)(4).
10. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

## Items 11. to 16. below concern other document(s) or information included:

11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☐ A FIRST preliminary amendment.  
☐ A SECOND or SUBSEQUENT preliminary amendment.
14. ☐ A substitute specification.
15. ☐ A change of power of attorney and/or address letter.
16. ☒ Other items or information:
  - A copy of the Published PCT Application by WIPO under No. WO 00/15654, including the Search Report.
  - A copy of the International Preliminary Examination Report, including sheets the replacement sheets 30 and 32 of the claims which were submitted under Article 34 on June 8, 2000.
  - Sequence listing in computer readable and written form with required statement.

EXPRESS MAIL Mailing Label No. EL567 667 894US

Date of Deposit: March 14, 2001

I hereby certify that this paper or fee is being deposited with the  
United States Postal Service "Express Mail Post Office to  
Addressee" service under 37 CFR 1.10 on the date indicated  
above and is addressed to the Assistant Commissioner for Patents,  
Washington, D.C. 20231

MAILER Bob Inforzato

SIGNATURE



U.S. APPLICATION NO. (if known 37 CFR 1.5) <b>09/787082</b>		INTERNATIONAL APPLICATION NO. PCT/AU99/00769		ATTORNEY DOCKET NUMBER <b>DAVI-0005</b>																																																																											
17. <input checked="" type="checkbox"/> The following fees are submitted: <b>Basic National Fee (37 CFR 1.492(a)(1) - (5)):</b> Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO..... <b>\$1,000.00</b>  International preliminary examination fee (37 CFR 1.482 not paid to USPTO but International Search Report has been prepared by the EPO or JPO..... <b>\$860.00</b>  International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO..... <b>\$710.00</b>  International preliminary examination fee paid to USPTO (37 CFR 1.482) but all claims did not satisfy provisions of PCT Article 33(1)-(4)..... <b>\$690.00</b>  International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(1)-(4)..... <b>\$100.00</b>				CALCULATIONS      PTO USE ONLY																																																																											
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				<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 15%;">Claims</th> <th style="width: 15%;">Number Filed</th> <th style="width: 15%;">Number Extra</th> <th style="width: 15%;">Rate</th> <th style="width: 15%;"></th> <th style="width: 15%;"></th> </tr> </thead> <tbody> <tr> <td>Total claims</td> <td>18 - 20 =</td> <td>0</td> <td>X \$18.00</td> <td>\$ 0</td> <td></td> </tr> <tr> <td>Independent Claims</td> <td>13- 3 =</td> <td>10</td> <td>x \$80.00</td> <td>\$800.00</td> <td></td> </tr> <tr> <td colspan="3">Multiple dependent claims(s) (if applicable)</td> <td>+ \$270.00</td> <td>\$</td> <td></td> </tr> <tr> <td colspan="4" style="text-align: right;"><b>TOTAL OF ABOVE CALCULATIONS =</b></td> <td><b>\$1800.00</b></td> <td></td> </tr> <tr> <td colspan="4">           Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are            reduced by 1/2.         </td> <td>\$</td> <td></td> </tr> <tr> <td colspan="4" style="text-align: right;"><b>SUBTOTAL =</b></td> <td><b>\$1800.00</b></td> <td></td> </tr> <tr> <td colspan="4">           Processing fee of \$130.00 for furnishing the English translation later than <u>  20  </u> <u>  30  </u> months            from the earliest claimed priority date (37 CFR 1.492(f)).      +         </td> <td>\$</td> <td></td> </tr> <tr> <td colspan="4" style="text-align: right;"><b>TOTAL NATIONAL FEE =</b></td> <td><b>\$1800.00</b></td> <td></td> </tr> <tr> <td colspan="4">           Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be            accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property      +         </td> <td>\$</td> <td></td> </tr> <tr> <td colspan="4" style="text-align: right;"><b>TOTAL FEES ENCLOSED =</b></td> <td><b>\$1800.00</b></td> <td></td> </tr> <tr> <td colspan="4" rowspan="2"></td> <td style="text-align: center;">Amount to be: refunded</td> <td>\$</td> </tr> <tr> <td style="text-align: center;">charged</td> <td>\$</td> </tr> </tbody></table>		Claims	Number Filed	Number Extra	Rate			Total claims	18 - 20 =	0	X \$18.00	\$ 0		Independent Claims	13- 3 =	10	x \$80.00	\$800.00		Multiple dependent claims(s) (if applicable)			+ \$270.00	\$		<b>TOTAL OF ABOVE CALCULATIONS =</b>				<b>\$1800.00</b>		Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.				\$		<b>SUBTOTAL =</b>				<b>\$1800.00</b>		Processing fee of \$130.00 for furnishing the English translation later than <u>  20  </u> <u>  30  </u> months from the earliest claimed priority date (37 CFR 1.492(f)).      +				\$		<b>TOTAL NATIONAL FEE =</b>				<b>\$1800.00</b>		Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property      +				\$		<b>TOTAL FEES ENCLOSED =</b>				<b>\$1800.00</b>						Amount to be: refunded	\$	charged	\$
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a. <input checked="" type="checkbox"/> 2 checks totalling \$1800 One in the amount of \$ <b>1660.00</b> and the other in the amount of <b>\$140.00</b> to cover the above fee is enclosed. b. <input type="checkbox"/> Please charge my Deposit Account No. 23-3050 in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed. c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 23-3050. A duplicate copy of this sheet is enclosed.																																																																															
<b>NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must          be filed and granted to restore the application to pending status.</b>																																																																															
SEND ALL CORRESPONDENCE TO: <b>Mark DeLuca</b> Woodcock Washburn Kurtz Mackiewicz & Norris LLP One Liberty Place - 46th Floor Philadelphia, PA 19103 (215) 568-3100																																																																															
<div style="display: flex; justify-content: space-between; align-items: center;"> <div style="width: 40%;">             SIGNATURE         </div> <div style="width: 40%; text-align: center;"> <b>Mark DeLuca</b>            NAME         </div> <div style="width: 20%; text-align: center;"> <b>33,229</b>            REGISTRATION NUMBER         </div> </div>																																																																															